

1. (Currently Amended) A method executable by at least one server in communication with a user computer for broadcasting selecting data streams for broadcast over through a computer network to the a user's computer in the form of a personalized internet radio station, the steps comprising:  
accessing providing a database of data streams by said at least one server;  
selecting at least one a data stream from said database according to a selection method performed by said at least one server to create a playlist of data streams, said selection method performed by said at least one server being influenced by input received from the user that comprises user preferences for data streams to be broadcast but not controlled by the user's input so as to prevent on-demand broadcast of data streams to the user;  
transmitting said at least one selected of said data streams to the user's computer via said network;  
receiving feedback via said network at said at least one server, said feedback expressing a preference of from the user regarding said transmitted at least one data stream;  
and  
updating said selection method using to better reflect said preference of the user; whereby said updated selection method performed by said at least one server biases selection of data streams to be experienced at the user computer in accordance with transmitted to the user are biased according to said user preference and limits the user's control over selection of particular data streams from said database to prevent on-demand broadcast of data streams.
2. (Currently Amended) The server-executable method for broadcasting data streams through a computer network to a user's computer of Claim 1, further comprising:  
performing said selection method by said at least one server to select a plurality of data streams from said database to generate a including generating a transmission list of data streams to be transmitted to the user's computer;  
transmitting by said at least one server one data stream from of said list of listed data streams to the user's computer via said network; and

performing said step of updating by said at least one server to update said list of data streams using said preference of the user to better reflect said preference of the user; whereby  
~~data streams transmitted to the user are biased according to said preference.~~

3. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 1, the steps further comprising:  
receiving by said at least one server via said network feedback expressing preferences from sources other than the user.
4. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 3, wherein the step of receiving preferences from sources other than the user further comprises:  
receiving by said at least one server via said network feedback expressing preferences from the group consisting of other users, commercial radio stations, and lists of popular songs.
5. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 1, further comprising:  
informing the user generally regarding said database and said data streams;  
querying the user as to data stream preference and then performing said step of selecting at least one data stream from said database to generate prior to generating an initial transmission list of data streams, ; whereby said initial transmission list being selected using reflects general preferences of the user.
6. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 1, wherein said data streams are selected from the group consisting of songs and videos.

7. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 2, wherein said transmitted data stream is removed from said transmission list.
8. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 7, wherein said data stream removed from said transmission list is listed on a transmitted data stream list.
9. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 1, wherein said step of transmitting one of said data streams further comprises transmitting said one of said data streams ~~in conformance with applicable copyright law~~ selected by said selection method, said selection method taking into account sound recording performance restrictions in data stream selection.
10. (Cancelled)
11. (Currently Amended) A ~~data stream~~ system for ~~selecting providing preferred~~ data streams for broadcast over a computer network to a user computer, comprising:  
at least one server connected ~~connection~~ to a computer network, said computer network connected to a the user ~~computer of the user~~;  
a database of media content data streams, said database available to said computer network;  
a data stream controller coupled to said at least one server, said data stream controller transmitting media content data streams ~~from said database~~ to said user's computer according to a selection program performed by the at least one server;  
a user interface, said user interface coupled to said user's computer and receiving said data streams for the user and providing a feedback mechanism for the user so that the user may indicate a preference regarding data streams transmitted by said data stream controller;  
said selection program used in selecting media content data streams for transmission to the user computer via said data stream controller, said selection program receiving

feedback via said computer network indicating a preference corresponding to at least one of the media content data streams indications from the user, said selection program performed by said at least one server being influenced but not controlled by said user preference, said selection program using said user preferences to bias selection of data streams to be experienced at the user computer and limiting the user's control over selection of data streams from said database to prevent on-demand selection of a particular data stream by said user. modifying its selection of data streams for transmission to said user's computer according to said user preference;  
whereby

~~data streams selected by said selection program are biased according to said user preference.~~

12. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a user~~ of Claim 11, wherein said computer network comprises the Internet.
13. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a user~~ of Claim 11, wherein said database is a song database and the data streams are songs.
14. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a user~~ of Claim 11, wherein said database is a music video database and the data streams are music videos.
15. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a user~~ of Claim 11, wherein said user interface comprises an electronic media player.
16. (Cancelled)
17. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a user~~ of Claim 11, wherein said selection program creates a list of data streams for transmission to the user.

18. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a~~ user of Claim 17, wherein said selection program modifies said list of data streams for transmission to the user according to said user preference.
19. (Currently Amended) The ~~data stream~~ system for ~~providing preferred data streams to a~~ user ~~as set forth in~~ of Claim 11, further comprising:  
said data stream controller transmitting said data streams ~~in compliance with applicable~~  
~~copyright law~~ selected by said selection program, said selection program taking  
into account sound recording performance restrictions.
20. (Cancelled)
21. (Currently Amended) An apparatus ~~user interface~~ for use in an Internet data stream transmission system, comprising:  
~~a media player, said media player playing data streams;~~  
at least one server configured to provide:  
a rating tool, said rating tool receiving indications regarding a data stream played  
at a user computer by a media player, said user indications indicating a  
rating for said a data stream ~~currently played by said media player~~; and  
a playlist generator, said playlist generator generating playlists identifying data  
streams to be experienced by a user using said media player, said playlist  
generator selecting data streams for inclusion on said playlist according to  
feedback received from said user, said feedback including said rating, said  
playlist generator biasing selection in accordance with said received  
feedback and limiting the user's control over data stream selection to  
prevent on-demand selection of a data stream by said user.  
~~a data stream information display, said data stream information display displaying~~  
~~information for said data stream currently played by said media player; whereby~~  
~~a user can indicate a preference regarding said data stream currently played by said media~~  
~~player.~~

22. (Cancelled)
23. (Currently Amended) ~~An apparatus of user interface for an Internet data stream transmission system as set forth in Claim 22~~ 21, further comprising:  
said ~~data streams selected by said~~ playlist generator further selecting data streams in accordance with being in compliance with applicable copyright law sound recording performance restrictions.
24. (Currently Amended) A method executable by at least one server in communication with a user computer for ~~broadcasting~~ selecting data streams for broadcast over through a computer network to the a user's computer in the form of a personalized internet radio station, the steps comprising:  
accessing providing a database of data streams by said at least one server;  
selecting at least one a data stream from said database according to a selection method performed by said at least one server to create a playlist of data streams, said selection method performed by said at least one server being influenced by input received from the user that comprises user preferences for data streams to be broadcast but not controlled by the user's input so as to prevent on-demand broadcast of data streams to the user;  
transmitting said at least one selected of said data streams to the user's computer via said network;  
receiving feedback via said network at said at least one server, said feedback expressing a preference of from the user regarding said transmitted at least one data stream;  
and  
updating said selection method using to better reflect said preference of the user, said updated selection method performed by said at least one server biases selection of data streams to be experienced at the user computer in accordance with said user preference, taking into account user input identifying those data streams that are to be excluded from being selected for transmission to data streams indicated by

the user computer, and limits the user's control over selection of particular data streams from said database to prevent on-demand broadcast of data streams, as ~~not to be transmitted; whereby~~  
data streams transmitted to the user are biased according to said preference.

25. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ to a user's computer of Claim 24, further comprising:  
performing said selection method by said at least one server to select a plurality of data streams from said database to generate a including generating a transmission list of data streams to be transmitted to the user's computer;  
transmitting by said at least one server one data stream from ~~of said list of listed~~ data streams to the user's computer via said network; and  
performing said step of updating by said at least one server to update said list of data streams using said preference to the user to better reflect said preference of the user; whereby ~~data streams transmitted to the user are biased according to said preference.~~
26. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 24, the steps further comprising:  
receiving by said at least one server via said network feedback expressing preferences from sources other than the user.
27. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 26, wherein the step of receiving preferences from sources other than the user further comprises:  
receiving by said at least one server via said network feedback expressing preferences from the group consisting of other users, commercial radio stations, and lists of popular songs.
28. (Currently Amended) The server-executable method for ~~broadcasting data streams through a computer network~~ of Claim 24, further comprising:  
informing the user generally regarding said database and said data streams;

querying the user as to data stream preference and then performing said step of selecting at least one data stream from said database to generate prior to generating an initial transmission list of data streams, ;whereby said initial transmission list being selected using reflects general preferences of the user.

29. (Currently Amended) The server-executable method for broadcasting data streams through a computer network of Claim 24, wherein said data streams are selected from the group consisting of songs and videos.
30. (Currently Amended) The server-executable method for broadcasting data streams through a computer network of Claim 25, wherein said transmitted data stream is removed from said transmission list.
31. (Currently Amended) The server-executable method for broadcasting data streams through a computer network of Claim 30, wherein said data stream removed from said transmission list is listed on a transmitted data stream list.
32. (Currently Amended) The server-executable method for broadcasting data streams through a computer network of Claim 24, wherein said step of transmitting one of said data streams further comprises transmitting said one of said data streams in conformance with applicable copyright law selected by said selection method, said selection method taking into account sound recording performance restrictions in data stream selection.
33. (Cancelled)
34. (Cancelled)
35. (Currently Amended) A data stream system for selecting providing preferred data streams for broadcast over a computer network to a user computer, comprising:



~~at least one server connected~~ connection to a computer network, said computer network connected to a the user ~~computer of the user~~;

a database of media content data streams, said database available to said computer network;

a data stream controller coupled to said at least one server, said data stream controller transmitting media content data streams ~~from said database~~ to said user's computer according to a selection program performed by the at least one server;

~~a user interface, said user interface coupled to said user's computer and receiving said data streams for the user and providing a feedback mechanism for the user so that the user may indicate a preference regarding data streams transmitted by said data stream controller;~~

said selection program used in selecting media content data streams for transmission to the user computer via said data stream controller, said selection program receiving feedback via said computer network indicating a preference corresponding to at least one of the media content data streams indications from the user, said selection program performed by said at least one server being influenced but not controlled by said user preference, said selection program using said user preferences to bias selection of data streams to be experienced at the user computer, taking into account user input identifying those data streams that to be excluded from being selected for transmission to the user computer, and limiting the user's control over selection of data streams from said database to prevent on-demand selection of a particular data stream by the user, modifying its selection of data streams for transmission to said user's computer according to said user preference, said selection program taking into account excluded data streams indicated by the user as not to be transmitted;

~~whereby~~

~~data streams selected by said selection program are biased according to said user preference.~~

36. (Currently Amended) The ~~data stream~~ system for providing preferred data streams to a user of Claim 35, wherein said computer network comprises the Internet.
37. (Currently Amended) The ~~data stream~~ system for providing preferred data streams to a user of Claim 35, wherein said database is a song database and the data streams are songs.

38. (Currently Amended) The ~~data-stream~~ system ~~for providing preferred data streams to a user~~ of Claim 35, wherein said database is a music video database and the data streams are music videos.
39. (Currently Amended) The ~~data-stream~~ system ~~for providing preferred data streams to a user~~ of Claim 35, wherein said user interface comprises an electronic media player.
40. (Cancelled)
41. (Currently Amended) The ~~data-stream~~ system ~~for providing preferred data streams to a user~~ of Claim 35, wherein said selection program creates a list of data streams for transmission to the user.
42. (Currently Amended) The ~~data-stream~~ system ~~for providing preferred data streams to a user~~ of Claim 41, wherein said selection program modifies said list of data streams for transmission to the user according to said user preference.
43. (Currently Amended) The ~~data-stream~~ system ~~for providing preferred data streams to a user~~ as set forth in Claim 35, further comprising:  
said data stream controller transmitting said data streams ~~in compliance with applicable~~  
copyright law selected by said selection program, said selection program taking  
into account sound recording performance restrictions.
44. (Cancelled)
45. (Cancelled)
46. (Currently Amended) An apparatus ~~user interface~~ for use in an Internet data stream transmission system, comprising:

~~a media player, said media player playing data streams;~~

~~at least one server configured to provide:~~

~~a rating tool, said rating tool receiving indications regarding a data stream played at a user computer by a media player, said user indications indicating a rating for said a data stream-currently played by said media player, said rating tool enabling exclusion of said data stream; and~~

~~a playlist generator, said playlist generator generating playlists identifying data streams to be experienced by a user using said media player, said playlist generator selecting data streams for inclusion on said playlist according to feedback received from said user, said feedback including said rating, said playlist generator biasing selection in accordance with said received feedback, taking into account user input identifying those data streams that are to be excluded from being selected for transmission to the user computer, and limiting the user's control over data stream selection to prevent on-demand selection of a data stream by said user.~~

~~a data stream information display, said data stream information display displaying information for said data stream-currently played by said media player; whereby a user can indicate a preference regarding said data stream-currently played by said media player.~~

47. (Cancelled)

48. (Currently Amended) ~~An apparatus user interface for an Internet data stream transmission system as set forth in of Claim 47~~ 46, further comprising:  
said ~~data streams selected by said playlist generator~~ further selecting data streams in accordance with being in compliance with applicable copyright law sound recording performance restrictions.